

Orders of the Day.

The motion of Mr. Chipley pending on the adjournment of the Senate yesterday,

That the testimony accompanying the report of the special committee to investigate the alleged discrimination and improper practices of railroad officers and employes,

Was taken up.

Mr. Chipley withdrew the motion.

Mr. Thompson moved that the Senate do now adjourn;

Which was agreed to.

Thereupon the Senate stood adjourned till tomorrow at 10 o'clock.

SATURDAY, APRIL 6, 1895.

The Senate convened pursuant to adjournment.

The President in the chair.

The roll being called, the following senators answered to their names:

Mr. President, Messrs. Adams, Blitch of 20th, Blitch of 21st, Broome, Chipley, Daniel, Darby, Dougherty, Genovar, Hartridge, Hicks, Marks, Morrow, McKinney, McLeran, McLin, Palmer of 11th, Palmer of 14th, Peacock, Perrenot, Phipps, Reeves, Reynolds, Thomas, Thompson, Wadsworth, Weeks, Whidden and Williamson—30.

A quorum present.

Prayer by the Chaplain.

On motion the reading of the Journal was dispensed with.

The Journal was corrected and approved.

Senator Bailey was excused until Monday on account of sickness.

Introduction of Bills.

By Mr. McLinn:

Senate Bill No. 80:

A bill to be entitled an act to extend the term for selling property for taxes that may become due for the year 1895.

Mr. McLinn moved that the rules be waived, and Senate Bill No. 80 be read first time by its title;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 80 was read first time by its title and referred to the Committee on Finance and Taxation.

By Mr. Hartridge:

Senate Bill No. 81:

A bill to be entitled an act to limit the time within which a tax deed may be executed.

Mr. Hartridge moved that the rules be waived, and Senate Bill No. 81 be read first time by its title;

Which was agreed to by a two thirds vote.

And Senate Bill No. 81 was read first time by its title, and referred to the Committee on Finance and Taxation.

By Mr. McLeran.

Senate Bill No. 82:

A bill to be entitled an act to prohibit prize fighting.

Mr. McLeran moved that the rules be waived, and Senate Bill No. 82 be read first time by its title;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 82 was read first time by its title and referred to the Committee on Judiciary.

Senate Bill No. 83 :

A bill to be entitled an act limiting the effect of an answer in chancery as evidence.

Mr. Daniel moved that the rules be waived, and Senate Bill No. 83 be read first time by its title;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 83 was read first time by its title and referred to the Committee on Judiciary.

By Mr. Daniel:

Senate Bill No. 84 :

A bill to be entitled an act to permit creditors to maintain proceedings; to set aside fraudulent conveyances made by their debtors, without first obtaining judgment against such debtor, and to provide for the adjudication in equity cases of the amount due such creditors by such debtors.

Mr. Daniel moved that the rules be waived, and Senate Bill No. 84 be read first time by its title;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 84 was read first time by its title, and referred to the Committee on Judiciary.

By Mr. Daniel:

Senate Bill No. 85:

A bill to be entitled an act in relation to crimes and criminal proceedings and procedure.

Mr. Daniel moved that the rules be waived, and Senate Bill No. 85 be read first time by its title;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 85 was read first time by title and referred to the Committee on Judiciary.

Consideration of Resolutions.

Senate Resolution No. 6:

To employ clerical aid to the Finance Committee,
Was read.

Mr. Chipley moved the adoption of the resolution;
Which was agreed to.

Senate Concurrent Resolution No. 5:

Whereas, The State is now laboring under great depression, and strict economy is demanded at our hands by a people struggling under losses, and burdened with taxes. And whereas, many errors arise, and crude legislation must and will follow the hurried passage of bills, unless carefully avoided, usually attending the last days of a legislature, now therefore to avoid the above contingencies,

Be it Resolved by the Senate, the House concurring, that no bill be introduced after the expiration of thirty days of this session, the first day of this term inclusive, and that the Legislature do adjourn after forty days hereof, to-wit, on the 12th day of May, 1895,

Was read.

Mr. Blitch of the 20th moved that the report of the committee be adopted, and the resolution made the special order of the day for May 2d, 1895;

Which was agreed to and so ordered.

Senate Concurrent Resolution No. 12:

Relative to representation at the opening of the national park at Chickamaugua, September 19, 20 and 21, 1895,

Was read a second time.

The chair ruled that the resolution take the course of bills, and it was placed among bills on third reading.

House Concurrent Resolution No. 3:

Providing for the appointment of a joint committee to examine into the books and records of the Commissioner of Agriculture,

Was read, together with the amendment offered by the Committee on Legislative Expenses.

Mr. Broome moved the adoption of the amendment of the committee.

The motion was lost.

Mr. Thompson moved that the resolution be adopted;

Which was agreed to.

Senate Concurrent Resolution No. 10:

Resolved, By the Senate, the House of Representatives concurring, that a committee of two from the Senate and three from the House of Representatives be appointed to examine the books, records and accounts of the office of Com-

missioner of Agriculture, and they be authorized to employ such clerical aid as they may need,

Mr. Blitch of 21st asked for permission to withdraw the resolution;

Which was granted.

Senate Concurrent Resolution No. 11 :

Resolved by the Senate, the House of Representatives concurring, That a committee of two on the part of the Senate be appointed to act with a similar committee on the part of the House to examine the books and accounts of the Commissioner of Agriculture and employ such clerical aid as may be necessary,

Was read.

Senate Concurrent Resolution No. 9 :

Providing for the appointment of a joint committee to examine into the condition of the State Insane Asylum.

Mr. Blitch of 20th moved the adoption of the amendment of the Committee on Legislative Expenses;

Which was agreed to.

Mr. Palmer of 14th moved the adoption of the resolution as amended;

Which was agreed to.

Senate Concurrent Resolution No. 2 :

Providing for the appointment of a joint committee to examine the books and records of the commissioner of agriculture, together with the amendment attached thereto.

Mr. Williamson withdrew the resolution, by consent of the Senate.

Senate Concurrent Resolution No. 3 :

Providing for the appointment of a joint committee to examine the books and records of the commissioner of agriculture.

Mr. Whidden withdrew the resolution, by consent of the Senate.

Concurrent Senate Resolution No. 6:

Whereas, the State at each session of the Legislature is put to great expense in the passage of and the printing and publication of numerous acts incorporating various enterprises such as mercantile, phosphate and lumber companies, banks, driveways, secret fraternities, railroads, towns, etc., etc, solely for private purposes. And,

Whereas, There now stands upon the statute books of our State incorporation laws whereby parties, at their own expense, may procure charters and incorporate their various enterprises; therefore, be it,

Resolved by the Senate, the House of Representatives concurring, that no bill of incorporation be reported favorably

by any committee to whom referred or be passed where the subject matter of the bill can be acquired and obtained by and under the incorporation laws now in force in this State, Was read.

Together with the following substitute offered by the Committee on Corporations:

Whereas, there now stands upon the statute books of the State ample incorporation laws, whereby parties, at their own expense, may procure necessary charters, and incorporate their enterprises;

Therefore, be it,

Resolved by the Senate, the House of Representatives concurring, that no bill of incorporation, except municipal corporations, be favorably reported by any of the standing committees of this Legislature, or be passed by either house of the same, where the subject matter of same may be obtained under the general incorporation laws now in force in this State.

Mr. Palmer of the 14th moved the adoption of the substitute.

Mr. Dougherty moved that the resolution and accompanying substitute lay on the table and 100 copies be printed;

Which was agreed to.

Reports of Committees.

Mr. Hartridge, Chairman Judiciary Committee, submitted the following report:

SENATE CHAMBER,
TALLAHASSEE, FLA., April 6, 1895. }

HON. F. T. MYERS,

President of the Senate:

SIR—Your Committee on Judiciary, to whom was referred—

Senate Bill No. 52:

Entitled an act to amend sections 1 and 3 of an act entitled "an act to prescribe the compensation to be paid jurors and witnesses serving in the courts of this State, and to provide for summoning defendant's witnesses.

Beg leave to report that they have carefully examined the same, and report favorably on same, and recommend it do pass.

Very respectfully,

JOHN E. HARTRIDGE,
Chairman Committee on Judiciary.

And the bill contained in the above report, was placed on the calendar of bills on second reading.

Also the following:

SENATE CHAMBER,
TALLAHASSEE, FLA., April 6, 1895. }

HON. F. T. MYERS,

President of the Senate:

SIR—Your Committee on Judiciary, to whom was referred—

Senate Bill No. 63:

A bill to be entitled an act to amend sections 2434, 2435, 2437 and 2438 Revised Statutes relating to breaking and entering a dwelling house, building, ship or vessel, or railroad car with intent to commit a misdemeanor or felony, and to prescribe rule of evidence in such cases.

And,

Senate Bill No. 65:

A bill to be entitled an act to authorize the defence of set-off and recoupment in actions of distress for rent,

Beg leave to report that they have carefully examined same, and report favorably on same, and recommend that they do pass.

Very respectfully,

JOHN E. HARTRIDGE,

Chairman Committee on Judiciary.

And the bills contained in the above report were placed on the calendar of bills on second reading.

Mr Perrenot, Chairman of the Committee on Commerce and Navigation, submitted the following report:

SENATE CHAMBER
TALLAHASSEE, FLA., April 6, 1895. }

HON. F. T. MYERS,

President of the Senate:

SIR—Your Committee on Commerce and Navigation, to whom was referred—

Senate Concurrent Resolution and Memorial No. 54:

To the Congress of the United States, asking for the establishment of a daily mail from some point on the mainland of the State of Florida to the city of Key West, in the county of Monroe, in said State.

Also,

Senate Concurrent Resolution and Memorial to the Congress of the United States, No. 55:

Asking for an appropriation for improving Santa Lucia or Prospect Inlet, east coast of Florida;

Beg leave to report that they have carefully examined the same, and recommend their passage.

Very respectfully,

C. J. PERRENOT,

Chairman Committee on Commerce and Navigation.

And the resolutions and memorials contained in the above report were placed on the calendar of bills on second reading.

Mr. Broome, Chairman of the Committee on Legislative Expenses, submitted the following report:

SENATE CHAMBER, }

TALLAHASSEE, FLA., April 6, 1895. }

HON. F. T. MYERS,

President of the Senate:

SIR—Your Committee on Legislative Expenses, to whom was referred—

Senate Resolution No. 8:

To authorize the Committee on Judiciary to employ clerical aid.

Beg leave to report that they have carefully examined the same and recommend that it be adopted.

Very respectfully,

JAMES E. BROOME,

Chairman Committee on Legislative Expenses.

And the resolution contained in above report went over until Monday.

Mr. Broome, Chairman of the Committee on Legislative Expenses, submitted the following report:

SENATE CHAMBER, }

TALLAHASSEE, FLA., April 6, 1895. }

HON. F. T. MYERS,

President of the Senate:

SIR—Your Committee on Legislative Expenses, to whom was referred—

Senate Resolution No. 6:

A resolution to authorize the Committee on Privileges and Elections to employ necessary clerical aid.

Beg leave to report that they have considered the same, and recommend its adoption.

Very respectfully,

JAMES E. BROOME,

Chairman Committee on Legislative Expenses.

And the resolution contained in the above report went over until Monday.

Mr. Bitch of 21st, Chairman of the Committee on Temperance, submitted the following report:

SENATE CHAMBER, }
TALLAHASSEE, FLA., April 6, 1895. }

HON. F. T. MYERS,

President of the Senate:

SIR—Your Committee on Temperance, to whom was referred—

Senate Bill No. 72:

A bill to be entitled an act in relation to prosecutions in case of violations of prohibition regulations.

Beg leave to report that they have carefully examined the same, and recommend that it do pass.

Very respectfully,

N. A. BLITCH,

Chairman Committee on Temperance.

And the bill contained in the above report was placed on the calendar of bills on second reading.

Bills on Second Reading.

Senate Bill No. 15:

A bill to be entitled an act relating to quo warranto,

Was read together with the amendment offered by the Judiciary Committee.

Mr. Hartridge moved the adoption of the amendment offered by the committee.

Pending which—

Mr. Reeves moved that the rules be waived, and the next bill on the calendar

Senate Bill No. 23:

A bill to be entitled an act to require the recording of all conditional sales of chattels whereby the vendor retains title until the property is paid for,

Be taken up.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 23 was read second time in full, together with the amendment offered by the Judiciary Committee.

Mr. Reeves moved the adoption of the amendment offered by the Judiciary Committee;

Which was agreed to.

And the amendment offered by the Judiciary Committee was adopted.

Senate Bill No. 23, as amended, was then ordered engrossed for a third reading.

Consideration of Senate Bill No. 15 was resumed.

Mr. Palmer of 14th offered the following amendment to amendment :

In line 7, section —, strike out all after the word "words," and substitute therefor the words "all issues arising under the provisions of this act shall be tried as actions tried in other civil causes."

The amendment to the amendment was adopted.

Mr. Hartridge moved that Senate Bill No. 15, together with amendments thereto, lay on the table, and 200 copies be printed.

By permission—

Mr. Broome introduced—

Senate Bill No. 86:

A bill to be entitled an act relating to fire insurance policies, prescribing a rule of evidence and measure of damages in case of loss.

Senate Bill No. 24:

A bill to be entitled an act to provide for the appointment of guardians for persons of unsound mind,

Was read the second time in full and ordered engrossed for third reading.

Mr. Blitch of 21st moved that the rules be waived, and House Concurrent Resolution No. 3 adopted this morning, be certified to the House at once;

Which was agreed to.

The President appointed Messrs. Whidden and Williamson as the committee on the part of the Senate.

Senate Bill No. 16:

A bill to be entitled an act to provide for and regulate the disbarring of attorneys-at law,

Was read the second time in full.

Mr. Palmer of 14th offered the following amendment:

In line 21, section 1, strike out the words "or gross contempt of the court."

The amendment was agreed to.

The bill as amended was ordered engrossed for third reading.

Senate Bill No. 33:

A bill to be entitled an act to amend an act entitled an act for the protection and preservation of certain plume birds of this State, being chapter 4050 of the Laws of Florida, approved June 5, 1891,

Was read the second time in full, together with the amendments offered by the Judiciary Committee.

Mr. Genovar moved the adoption of the amendments offered by the committee;

Which was agreed to.

Mr. Hartridge offered the following additional amendment:
Add to section 3 the words, "when collected."

Mr. Hartridge moved the adoption of the amendment;
Which was agreed to.

And Senate Bill No. 33 was ordered engrossed for a third reading.

Senate Bill No. 35:

A bill to be entitled an act to repeal chapter 4161, laws of 1893, entitled an act to appoint inspectors of weights and measures and for other purposes,

Was read the second time in full and ordered engrossed for third reading.

Senate Bill No. 38:

A bill to be entitled an act to amend sections 1667, 1680 and 2009 of the Revised Statutes of the State of Florida relating to writs of garnishment,

Was taken up.

Mr. Reeves moved that Senate Bill No. 38 lay on the table and 100 copies be printed;

Which was agreed to and so ordered.

Mr. Morrow moved that the rules be waived, and Senate Bill No. 40:

A bill to be entitled an act making appropriations to the various counties of the State to be expended in the payment of the costs and expenses of criminal prosecutions,

Be taken up out of its regular order;

Which was agreed to by a two-thirds vote

And Senate Bill No. 40 was read the second time in full.

Mr. Chipley moved that Senate Bill No. 40 lay upon the table, and 100 copies be printed;

Which was agreed to and so ordered.

Mr. Morrow moved that the consideration of Senate Bill No. 40 be made the special order for 12 M., Monday, April 8th;

Which was agreed to and so ordered.

Mr. Dougherty made the following privileged report from the Joint Committee on Rules:

SENATE CHAMBER, }
TALLAHASSEE, FLA., April 6th, 1895. }

HON. F. T. MYERS,

President of the Senate:

SIR—Your Committee on Rules, which was instructed to act with the Committee on Rules of the House of Representatives as a joint committee, to prepare and report joint

rules to govern the transaction of business between the two houses, report as follows:

That they have had printed the joint rules of the two houses of the last Legislature, and present them to the Senate with the following resolution:

That the rules as offered by the joint committee be adopted on the part of the Senate as the joint rules of the two houses.

Very respectfully,

CHARLES DOUGHERTY,

Chairman Committee on Rules on the part of the Senate.

Mr. Dougherty moved the adoption of the resolution;

Which was agreed to.

Mr. Perrenot moved that the Senate adjourn until Monday morning,

Which was agreed to.

Thereupon the Senate stood adjourned until 10 o'clock Monday morning.

Confirmations.

W. S. Bullock, to be judge of the criminal court of record in and for Marion county, Fla.

R. A. Burford, to be county solicitor for Marion county, Fla.

John A. Tinnon, to be judge of the criminal court of record in and for Lake county, Fla.

William H. Wigg, to be judge of the criminal court of record in and for Putnam county, Fla.

MONDAY, APRIL 8, 1895.

The Senate met pursuant to adjournment.

The President in the chair.

The roll being called, the following senators answered to their names:

Mr. President, Messrs. Adams, Blitch of 20th, Blitch of 21st, Broome, Chipley, Daniel, Darby, Dougherty, Genovar, Hartridge, Hicks, Marks, Morrow, McKinney, McLeran, McLin, Palmer of 14th, Peacock, Perrenot, Phipps, Reeves, Reynolds, Thomas, Thompson, Wadsworth, Weeks, Whidden and Williamson—29.

A quorum present.

Prayer by the Chaplain.

On motion the reading of the Journal was dispensed with.

The Journal was corrected and approved.